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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/685,802	10/16/2003	Richard Fike	0942 . 4290008	5140
26111	7590	11/03/2006	EXAMINER	
STERNE, KESSLER, GOLDSTEIN & FOX PLLC 1100 NEW YORK AVENUE, N.W. WASHINGTON, DC 20005			FLOOD, MICHELE C	
			ART UNIT	PAPER NUMBER
			1655	

DATE MAILED: 11/03/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

20061029

DATE MAILED:

Commissioner for Patents

Applicant's election without traverse of the species election of "fatty acid" (as recited in Claim 105) indicated by Applicant as reading on Claims 2, 11-14, 92, 93, 97-102, 105, 107 and 108; as well as, the species election of an "agglomerated eukaryotic medium powder for culturing an animal cell" (as recited in Claim 97) indicated by Applicant as reading on Claims 2, 11-14, 92, 93 and 103-108 in the reply filed on August 17, 2006 is acknowledged. However, Applicant is not fully responsive to the previous election of species requirement set forth in the previous Office action. As Applicant indicates that Claims 93 and 102 read on one or more of the elected species, Applicant is also required to elect a single species of one of the ingredients recited therein the claim-designated Markush groups of Claim 93 and Claim 102.

Since the submission appears to be a bona fide attempt to provide a complete reply to the prior Office action, Applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period for reply supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a).


MICHELE FLOOD
PRIMARY EXAMINER

Michele Flood
Primary Examiner
Art Unit: 1655